

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... MAY 11 1977

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... MAY 11 1977

The applicant..... Smith Brothers O X Ranch (A Partnership)

....., of..... Ruby Valley
Street and No. or P.O. Box No. City or Town

Nevada 89833....., hereby make..... application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.).....

Albert N. Smith, Paul W. Smith, Amelia S. Smith

1. The source of the proposed appropriation is..... Underground Well
Name of stream, lake or other source.

2. The amount of water applied for is..... 6..... second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet..... acre-feet

3. The water to be used for..... Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated)..... 1300 Ac.

(b) Stockwater (state number and kinds of animals to be watered).....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: NE¼ SE¼ Section 19, T 30 N,

R 59 E, MDM at a point from which the SE corner of said Section 19

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears S 10° 46' 18" E 2116.00 feet
it should be stated.

6. Place of use..... W½; NE¼; N½ SE¼; SW¼ SE¼ Section 17, T 30 N, R 59 E, MDM
Describe by legal subdivision, if on unsurveyed land it should be so stated.

E½ E½ Section 18, T 30 N, R 59 E, MDM

That portion of Section 19, T 30 N, R 59 E, MDM lying east of

Ruby Valley Road, less 2 acres owned by LDS Church, W½ Section 20

T 30 N, R 59 E, MDM.

7. Use will begin about March 1..... and end about October 31....., of each year.
Day and Month Day and Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well with pipe lines to Sprinkler systems.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works. \$10,000
10. Estimated time required to construct works. 1 yr.
11. Estimated time required to complete the application to beneficial use. 3 yr.
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant Smith Brothers O X Ranch

By s/ Alan S. Boyack
Alan S. Boyack
582½ West Cedar St.
Elko, Nev. 89801

Compared mm/ga

dc/bl

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, but not to exceed a seasonal duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before June 7, 1978

Proof of commencement of work shall be filed before July 7, 1978

Work must be prosecuted with reasonable diligence and be completed on or before June 7, 1979

Proof of completion of work shall be filed before July 7, 1979

Application of water to beneficial use shall be made on or before June 7, 1982

Proof of the application of water to beneficial use shall be filed on or before July 7, 1982

Map in support of proof of beneficial use shall be filed on or before July 7, 1982

Commencement of work filed JUL 20 1978
 Completion of work filed JUL 23 1979
 Proof of beneficial use filed 3-7-84
 Cultural map filed 3-7-84
 Certificate No. 12979 Issued AUG 28 1991
 Recorded Bk Page
 County Recorder

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD
 State Engineer of Nevada, have hereunto set my hand and the seal of
 my office, this 7th day of December

A.D. 19 77

State Engineer